

REMARKS

The present application stands with the drawings objected to under 37 CFR 1.83(a). The replacement drawing sheets enclosed herewith should obviate the Examiner's objection.

The specification has been objected to in that it does not contain an abstract of the disclosure. An Abstract has been provided hereinabove.

Claims 1-3 have been rejected under 35 U.S.C. 112, second paragraph, for an insufficient antecedent basis for a claim limitation. The substitute claims above should obviate this objection.

Claims 1-5 have been rejected under 35 U.S.C. 102(e) as being anticipated by the cited Chuah et al. (Chuah) reference patent. These claims have been canceled and new claims 6 and 7 substituted in their place. For the reasons below, these claims are not believed to be anticipated by the Chuah reference.

New claim 6 corresponds to originally filed claim 1 as amended to clearly distinguish over the Chuah patent. Support for the amendment is given on page 5, lines 3-14 and FIG. 8 of the present application. Chuah does not disclose nor teach the features of claim 6 of "said first acknowledgement signal is arranged to indicate in addition that the mobile system must not send a message signal but must send a further preamble at the same acceptable strength level; and the base transceiver having means to send a further acknowledgement signal in response to the further preamble indicating that the mobile system is permitted to send the message signal." Claim 7, corresponding to originally filed claim 4 as amended to distinguish over the Chuah patent in the same manner as claim 6.

The present invention according to each of claims 6 and 7 has advantages in allowing a useful indication to a mobile that signal strength is acceptable but that hardware is not available at that time.

In view of the foregoing, allowance of all the claims presently in the application and passage to issue of the subject application is respectfully

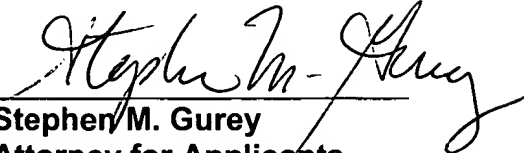
requested. If the Examiner should feel that the application is not yet in a condition for allowance and that a telephone interview would be useful, he is invited to contact applicants' undersigned attorney at (973) 386-8252.

Respectfully submitted,

David Lahiri Bhatoolaul

Qiang Cao

Seau Sian Lim

By 
Stephen M. Gurey
Attorney for Applicants
Reg. No.: 27336

Date: Sept. 29, 2004

Docket Administrator (Room 3J-219)
Lucent Technologies Inc.
101 Crawfords Corner Road
Room 3J-219
Holmdel, New Jersey 07733-3030

Attachments